

January 18, 2022

Commissioners' Conference Room
Vigo County Annex
Terre Haute, Indiana

Roll Call:

Present: Mike Morris and Brendan Kearns

Others Present: County Attorney Joel Modesitt, Chief Deputy Auditor Cheryl Loudermilk, Tammy York-Allen, Sarah Holbert, Leanna Moore, Elizabeth Stiverson, Kevin Gardner, Larry Robbins, Diana Winstead Smith, Chris Schlup, Josie Thompson, Tim Cunningham, Ryan Wickens, Kara Wright, Bruce Allen, John Villa, Norm Froderman, Howard Greninger, Joey Lehman, and several members of the public.

Pledge of Allegiance.

Mike Morris called the meeting to order and led the Pledge of Allegiance.

Review of Minutes/Claims. Chief Deputy Auditor Cheryl Loudermilk presented meeting minutes for January 4, 2022 for approval. Brendan Kearns made a motion to approve the January 4, 2022 minutes. Mike Morris seconded the motion. Upon a voice vote of 2-0, the motion unanimously passed. Ms. Loudermilk then presented meeting minutes for January 6, 2022 for approval. Brendan Kearns noted that there was a minor correction needed to a date reflecting it to be 2022 rather than 20221. Brendan Kearns made a motion to approved the January 6 minutes with the date amendment. Mike Morris seconded the motion. Upon a voice vote of 2-0, the motion unanimously passed. Ms. Loudermilk then presented rezoning meeting minutes for January 10, 2022 for approval. Brendan Kearns asked if Mr. Morris could vote to approve the minutes since he was not at the meeting. After discussion, it was determined that they were voting on approval and accuracy of the minutes. Brendan Kearns made a motion to approve the January 10 minutes. Mike Morris seconded the motion. Upon a voice vote of 2-0, the motion unanimously passed.

Ms. Loudermilk then presented the Board with expenditures for the period of January 1, 2022 through January 7, 2022 in the amount of \$1,167,307.94 plus payroll in the amount of \$1,047,535.47 for a total amount of \$2,214,843.41. Brendan Kearns made a motion to approve the January 1, 2022 through January 7, 2022 claims. Mike Morris seconded the motion. Upon a voice vote of 2-0, the motion unanimously passed. Next, Ms. Loudermilk presented expenditures for the period of January 8, 2022 through January 14, 2022 in the amount of \$3,948,553.08. Mike Morris made a motion to approve the January 8, 2022 through January 14, 2022 claims. Brendan Kearns seconded the motion. Upon a voice vote of 2-0, the motion unanimously passed.

Appointment to CIB – Commissioners. This is the appointment to the Capital Improvement Board of Chris Switzer. Mr. Switzer was appointed last year to fulfill a 1-year term left on Judy Anderson's appointment. The current appointment will be for three years. Mike Morris made a motion to approve the appointment. Brendan Kearns seconded the motion. Upon a voice vote of 2-0, the motion unanimously passed.

Drainage Board Appointments – Commissioners. Proposed appointments to the Drainage Board are Larry Robbins, Tammy York-Allen, Jan Came, Evan Miller and Bob James to the Drainage Board. Mike Morris noted that upon the retirement of Dave Myers, Mr. Myers had recommended Evan Miller.

Brendan Kearns asked Bruce Allen to give a brief description of the Drainage Board duties. Mr. Allen noted that the Board was in charge of all regulated legal drains throughout the County. There were 8 drains they have jurisdiction on consisting of Lakewood East, Lakewood West, Deerfield, Creal Lake, Swope Ditch, and Cox Ditch 1. Landowners pay assessments to maintain the ditch and Vigo County sees to the maintenance. Mike Morris made a motion to approve the appointments. Brendan Kearns seconded the motion. Upon a voice vote of 2-0, the motion unanimously passed.

Overhead door at the Juvenile Center – Norm Loudermilk. Norm Loudermilk stated that they have a damaged overhead door. Overhead Door Company advised that it cannot be repaired. It will take about 6-8 weeks to get a replacement. There is a vehicle stuck inside the sally port because they can't get the door up. There was a brief discussion about the door and how it would be paid for. Mr. Loudermilk said that he was asking that it be paid for by the Commissioner out of Maintenance. The replacement cost is \$7,358. Brendan Kearns made a motion to approve the expenditure. Mike Morris seconded the motion. Upon a voice vote of 2-0, the motion unanimously passed.

Road Acceptance – Lakewood & Santa Maria Court – GIS. Ryan Wickens first presented for the acceptance of Santa Maria Court. Petitioners are Ylelia and Calvin Trautvetter. The property ownership at record would be Ylelia Maher and Renato David Casas del Valle. The subdivision was recorded October 16, 1991 and developers have just finished bringing the cul-de-sac up to County standards and would like the Commissioners to accept same into the road inventory. Larry Robbins noted that it had been inspected and does meet the minimum standard codes to be accepted. There was a brief discussion. Mike Morris made a motion to approve this acceptance. Brendan Kearns seconded the motion. Upon a voice vote of 2-0, the motion unanimously passed.

Next, Mr. Wickens presented for the acceptance of Lakewood 18th Plat Subdivision Lots 1 through 37. That subdivision was heard and recorded October 9, 2007. The petitioner is Norm Froderman. Brendan Kearns said that he had been out there last week and found a couple of issues which he brought to Mr. Froderman's attention and they have been addressed and fixed. Larry Robbins noted that it meets the minimum standards with the only minor issue being build-out but that was pretty close to the goals that need to be met. Mr. Robbins stated that it had been reviewed and meets all standards for acceptance. There was a brief discussion and the Commissioners thanked Mr. Froderman for all his efforts for the community. Mike Morris made a motion to approve this acceptance. Brendan Kearns seconded the motion. Upon a voice vote of 2-0, the motion unanimously passed.

Indiana State University off-campus Federal College Work Study Program Agreement – Prosecutor's Office. Joel Modesitt presented this agreement for the Prosecutor's Office. This covers the academic year August 14, 2021 to May 6, 2022. Mike Morris asked if this is in addition to what was passed at the special meeting held at the end of December 2021. Terry Modesitt, Vigo County Prosecutor, said that it was and this is an agreement that ISU has provided that they want signed. Brendan Kearns asked if the Prosecutor's Office was good with it. Terry Modesitt replied affirmatively and said that ISU had brought the agreement to his office at the end of last week. Mike Morris made a motion to approve the agreement. Brendan Kearns seconded the motion. Upon a voice vote of 2-0, the motion unanimously passed.

SRI Commissioners Certificate Sale Service Addendum to the SRI Tax Sale Services Agreement and Resolution – Vigo County Auditor. County Attorney Joel Modesitt stated that this agreement provides a description of the SRI services to be offered and the County services to be provided. Upon Brendan Kearns asking if this was a Commissioners' Sale, Chief Deputy Auditor Cheryl Loudermilk stated that this

is a certificate sale and there's a slight difference between the two. This is a Commissioners' Certificate Sale. The sale will be on line from April 4-6 with payment being due by Friday, April 8. A minimum amount needs to be set. In the past, that amount has been \$250 and is to try to cover all the County costs in the matter. John Villa from the Auditor's Office, and who handles all the tax sale matters, was present for any questions. Ms. Loudermilk said that a list of the properties was to be provided to Mr. Vila this afternoon and would be provided to the Commissioners to look through to see if there were some properties where it was felt that the minimum should be increased. Mr. Villa stated that in a certificate sale, statutorily, it has to be less than the amount of taxes owed. It has typically been set at \$250 because that seems to cover the costs but if taxes on a particular property were less than the \$250, the minimum bid for that property would be \$1.00 less than the amount of taxes owed. On the other hand, if there was a piece of property where the taxes owed far outweighed the value of the property, the minimum can be increased. Mr. Villa is to receive the list from SRI today and the final paperwork would need to be returned to SRI by Monday or Tuesday if anything needed to be increased. There is a very tight turnaround time for this. This list will be provided to the Commissioners as soon as it is received but for resolution purposes, the minimum needs to be set today. Ms. Loudermilk did note that since costs were starting to increase, the minimum amount might need to be adjusted upward in the future. There was a lengthy discussion about what qualifies property for this particular type of sale. Mike Morris asked how many properties were being talked about for this sale. Mr. Villa replied it would likely be around 1,100. The pulling of a particular piece of property from the sale is at the discretion of the Commissioners. Ms. Loudermilk noted that any properties pulled and the certificate assigned to a governmental entity or a non-profit, that a reminder needed to be put out there, since a lot of them think that the property is just being given to them, that you are giving them the certificate and they are required to follow all rules of a buyer. That means that they have to do a title search, notify everyone involved, and petition the Courts. There are some costs to it that they will be responsible for. She also noted that there is a 180-day redemption for these properties rather than one year. These are for properties that would have certified as of July 1, 2021. Typically, any liens on the property attached before July 2021 will be written off but any liens or taxes after that date would have to be paid. Brendan Kearns made a motion to approve the resolution. Mike Morris seconded the motion. Upon a voice vote of 2-0, the motion unanimously passed.


Comments or other business from Commissioners or other Elected Officials. There was some discussion about providing certain parking spaces in the lot for customers/visitors. Cheryl Loudermilk noted that some prior Commissioners had sent an email stating that employees were not supposed to park in the first or second row of spaces on the lot. She believed she might still have the email and would forward it to the Commissioners.

Kevin Gardner, County Assessor, noted that with regard to the tax sale, there also needed to be a reminder that if the Commissioners pull a property and give it to an exempt organization, church, non-profit, etc., they still needed to follow the steps by Filing a Form 136 with the Assessor's Office. If they do not, that property is not exempt until such paperwork is filed. Mr. Gardner also noted that even though this matter was not on the agenda, he had just received this morning an email from Midwest Presort who does the Form 11's for Vigo County. They need the executed contract as soon as possible. Since the original agreement with them three years ago, they have had a 5.1% increase because of postage and envelopes. However since they no longer send out the Form 11's that are exempt, there was a decrease in their total cost which consequently gave a cushion to offset the increase. This will now eat up that cushion but still keep us within the original quote from three years ago. This is the exact same agreement that was signed previously. Mike Morris made a motion to approve the Midwest

Presort Agreement. Brendan Kearns seconded the motion. Upon a voice vote of 2-0, the motion unanimously passed.

Public Comments. There were none.

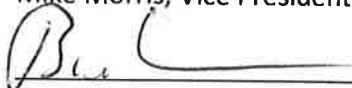
The meeting recessed at 9:35 a.m.



Chris Switzer, President



Mike Morris, Vice President



Brendan Kearns, Secretary

Attest:



James Bramble, Auditor